

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

IN RE YAHOO! INC. MISC. NO. 906

**RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO
FILE ITS RESPONSE TO THE PETITION FOR WRIT OF MANDAMUS FILED
BY YAHOO! INC. AND GOOGLE INC.**

Aloft Media, LLC ("Aloft" or "Respondent"), pursuant to Fed. R. App. P. 27 and Fed. Cir. R. 27, moves for an extension of time to file its Response to the Petition for Writ of Mandamus filed by Yahoo! Inc. ("Yahoo!") and Google Inc. ("Google") (collectively "Petitioners"). In support, Respondent will show the following.

GROUND'S FOR MOTION AND RELIEF SOUGHT

1. On July 16, 2009, Petitioners filed a Petition for Writ of Mandamus.
2. On July 22, 2009, this Court ordered Aloft "to respond to the mandamus petition within 14 days of the date of filing of this order."
3. Aloft's response, therefore, is due August 5, 2009.
4. On July 22, 2009, Aloft and Yahoo! reached an agreement in principle to settle their dispute, and, as such, have exchanged a draft settlement and license agreement ("Agreement"). The Agreement, however, has not been finalized. Aloft and Yahoo! anticipate finalizing the Agreement no later than August 19, 2009.
5. Google agrees to a two week extension in view of settlement discussions, a draft settlement and license agreement ("Agreement") having been exchanged, which is now being reviewed by Google.

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6. Granting this Motion for Extension will likely moot the Petition in its entirety, and, therefore, good cause exists for extending Aloft's response deadline by two weeks, until August 19, 2009.

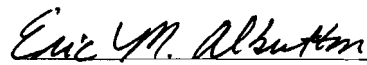
STATEMENT OF CONSENT

7. Aloft has discussed this Motion for Extension with Yahoo!, which advised that it is unopposed.

8. Aloft has discussed this Motion for Extension with Google, which advised that it is unopposed.

WHEREFORE, PREMISES CONSIDERED, Aloft moves for an extension of time to file its response to the Mandamus Petition until August 19, 2009.

Respectfully Submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served by e-mail and U.S. Mail on the following counsel of record on this the 3rd day of August, 2009:

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